

EXHIBIT D

IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

ORACLE CORPORATION, ET AL, *
Plaintiffs, *
VS. * CASE NO. 07-CV-01658 (MJJ)
SAP AG, ET AL, *
Defendants. *

HIGHLY CONFIDENTIAL - ATTORNEYS' EYES ONLY

ORAL AND VIDEO DEPOSITION OF PATTI VONFELDT

VOLUME 1

APRIL 10, 2009

ORAL AND VIDEO DEPOSITION of PATTI VONFELDT,
produced as a witness at the instance of the Plaintiffs,
and duly sworn, was taken in the above-styled and
numbered cause on April 10, 2009, from 8:05 a.m. to
12:57 p.m., before Carol Jenkins, CSR, RPR, CRR, in and
for the State of Texas, reported by machine shorthand,
at the offices of Jones Day, 717 Texas, Suite 3300,
Houston, Texas 77002, pursuant to the Federal Rules of
Civil Procedure.

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Q. (By Mr. Polito) Okay. Did you ever personally

08:10:02 15

download materials from Customer Connection?

08:10:04 16

A. No.

08:10:04 17

Q. Are you aware that TomorrowNow downloaded

08:10:20 18

materials from Customer Connection?

08:10:20 19

A. Yes.

08:10:20 20

Q. Do you know whether those downloads were stored

08:10:24 21

on the AS/400 machine at TomorrowNow?

08:10:28 22

A. Some of them were moved to the AS/400, but they

08:10:34 23

weren't -- it's not like they came down from Customer

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Connection, they were stored there. Some of them were

08:10:40 25

moved over there, yes.

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Page 11

08:10:40 1 Q. Were you involved in moving some of those
08:10:44 2 materials?
08:10:44 3 A. Yes.
08:10:44 4 Q. Are you familiar with something called the X
08:10:50 5 Series or the X Server? I'm sorry.
08:10:52 6 A. No.
08:10:52 7 Q. Which product lines had materials -- or I'm
08:11:00 8 sorry. For which product lines on the AS/400 did you
08:11:04 9 move materials onto that AS/400?
08:11:08 10 A. Probably all of them.
08:11:08 11 Q. So that would include JD Edwards World?
08:11:12 12 A. Well, JD Edwards World was the only one I was
08:11:16 13 really involved in, yes.
08:11:16 14
08:11:20 15
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08:14:00 6

08:14:06 7 Q. So when you were moving materials to the

08:14:12 8 AS/400, was there a particular library structure into

08:14:16 9 which you moved the materials?

08:14:18 10 A. I did move it into a library based on the

08:14:24 11 number the file was moving.

08:14:28 12 Q. So did you create a library for a SAR number?

08:14:36 13 MR. COWAN: Objection, form.

08:14:36 14 A. Yeah. I did create a library for a PC Copy,

08:14:44 15 which happens to be named by a SAR number.

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1 COUNTY OF HARRIS

2 STATE OF TEXAS

3

4

REPORTER'S CERTIFICATE

5

6

I, CAROL JENKINS, Certified Shorthand

7

Reporter in and for the State of Texas, hereby certify

8

that this transcript is a true record of the testimony

9

given by the witness named herein, after said witness

10

was duly sworn by me.

11

I further certify that the deposition

12

transcript was submitted on _____,

13

_____ to the witness or to the attorney for the

14

witness for examination, signature, and return to me by

15

_____, _____.

16

I further certify the amount of time used

17

by each party at the deposition is as follows:

18

Mr. John Polito - (04h00m)

19

Mr. Scott W. Cowan - (00h00m)

20

I further certify that I am neither

21

attorney nor counsel for, related to, nor employed by

22

any of the parties to the action in which this testimony

23

was taken. Further, I am not a relative or employee of

24

any attorney of record in this cause, nor do I have a

25

financial interest in the action.

SUBSCRIBED AND SWORN TO by the undersigned

on this the 14 day of April, 2009.

Carol Jenkins

CAROL JENKINS, CSR, BPR, CRR

Certificate No. 2660

Date of Expiration: 12/31/2010

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